

DAVID FINK (*pro hac vice*)  
TIMOTHY W. JOHNSON (*pro hac vice*)  
7519 Apache Plume  
Houston, TX 77071  
Tel. (713) 729-4991  
Fax. (713) 729-4051

DUNCAN M. MCNEILL (SBN 136416)  
375 South Mayfair Ave, Suite 200  
Daly City, CA 94015  
Tel. (650) 994-2295  
Fax. (650) 994-2297

Attorneys for Plaintiff,  
FUZZYSHARP TECHNOLOGIES INCORPORATED

EDWARD V. ANDERSON (SBN 83148)  
*eanderson@sidley.com*  
SIDLEY AUSTIN BROWN & WOOD, LLP  
555 California Street  
San Francisco, CA 94102  
Tel. (415) 772-1200  
Fax. (415) 772-7400

V. Bryan Medlock, Jr. (*Pro Hac Vice*)  
*bmedlock@sidley.com*  
Thomas N. Tarnay (*Pro Hac Vice*)  
*ttarnay@sidley.com*  
Catherine I. Rajwani (*Pro Hac Vice*)  
*crajwani@sidley.com*  
SIDLEY AUSTIN BROWN & WOOD, LLP  
717 North Harwood, Suite 3400  
Dallas, TX 75201  
Tel. (214) 981-3300  
Fax. (214) 981-3400

Attorneys for Defendant,  
ATI TECHNOLOGIES, INC.

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

FUZZYSHARP TECHNOLOGIES  
INCORPORATED,

Plaintiff,

**VS.**

ATI TECHNOLOGIES, INC.

**Defendant.**

Case No. 4:05-cv-01318-CW

## STIPULATED CONDITIONAL DISMISSAL

FuzzySharp Technologies, Inc. and ATI Technologies, Inc. through their respective attorneys, hereby file this stipulated conditional dismissal. The parties, in good faith, agree and believe that the settlement reached verbally last week will be put into written form within thirty (30) days. Therefore, in an effort to minimize judicial resources and to minimize the expenses and costs to the parties, it is hereby stipulated that:

1. This action be conditionally dismissed without prejudice for thirty (30) days from the date of the Order signed by the Court, each party bearing its own costs.
2. During the aforementioned thirty (30) day period, either party may request the Court to reopen the case.
3. If, after the expiration of the aforementioned thirty (30) days, no party has submitted a request to the Court to reopen this case, then it is hereby stipulated that this case be dismissed with prejudice, each party to bear its own costs.

For the foregoing reasons, the parties request the Court to accept this Stipulation and the proposed Order being submitted herewith.

Date: July 19, 2006

/s/ DAVID FINK  
David Fink  
Timothy W. Johnson  
Duncan M. McNeill  
Attorneys for Plaintiff  
FuzzySharp Technologies Inc.

Date: July 19, 2006

/s/ THOMAS N. TARNAY  
V. Bryan Medlock  
Thomas N. Tarnay  
  
Catharine I. Rajwani  
Attorneys for Plaintiff  
ATI Technologies Inc.

IT IS SO ORDERED

Date: 7/25/06



\_\_\_\_\_  
Honorable Claudia Wilken  
United States District Judge